

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
) 4:06CR3057
Plaintiff,)
)
vs.)
) **ORDER**
CEDRIC PAYNE,)
)
Defendant.)

IT IS ORDERED that:

- (1) The government's request for hearing (filing [63](#)) is granted.
- (2) A hearing on the government's motion for reduction of sentence pursuant to Rule 35(b) (filing [48](#)) has been set before the undersigned United States district judge on Tuesday, November 25, 2008, at 1:30 p.m., in Courtroom No. 1, United States Courthouse and Federal Building, 100 Centennial Mall North, Lincoln, Nebraska.
- (3) At the request of the defendant through his counsel, the defendant will participate in the hearing by telephone.
- (4) The Marshal is directed not to return the defendant to the district.
- (5) The defendant is held to have waived his right to be present.

November 17, 2008.

BY THE COURT:

s/ Richard G. Kopf
United States District Judge